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CERTIFICATE OF MAILING UNDER 37 CFR § 1.8

Date of Mailing: March 28, 2005

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the above identified date.

Leah Siegel

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March 28, 2005

DOCKET NUMBER: PUS1609

1578.702

(Note: not PUS 1509)

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

In re:

U.S. Serial No. 10/789,435

Inventor: Adrian Buckley, et al.

Title: Method and System for Wireless Channel Selection by a

Mobile Device

Enclosed please find:

Preliminary Amendment and Response Pursuant to 37 C.F.R. 1.111; and

Return post card

The Commissioner is hereby authorized to charge payment for the eight (8) additional claims of \$400.00 and the following fees associated with this communication, or credit any overpayment, to Deposit Account No. 50-2032. A duplicate copy of this sheet is enclosed.

Any additional filing fees required under 37 CFR 1.16

Any patent application processing fees under 37 CFR 1.17

Respectfully submitted,

Bv:

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IFW/

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

ADRIAN BUCKLEY, ET AL.

For:

METHOD AND SYSTEM FOR WIRELESS CHANNEL SELECTION BY A

MOBILE DEVICE

U.S. Serial No.:

10/789,435

Filed:

FEBRUARY 27, 2004

Group Art Unit:

2663

Examiner:

NOT YET ASSIGNED

Docket No.:

PUS 1609 (AND 1578.702; NOT PUS 1509)

Mail Stop Amendment Commissioner of Patents

P.O. Box 1450

Alexandria, VA 22313-1450

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Alexandria, VA. 22313-1450

on

March 28, 2005

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PRELIMINARY AMENDMENT

Dear Sir:

Please preliminarily amend the above-identified patent application as follows:

Amendments to the Claims begin on page 2 of this paper.

Remarks begin on page 8 of this paper.

04/01/2005 WASFAW1 00000008 502032 10789435

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